

# SUMMARY ACTION MINUTES

## SPECIAL MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA



*TUESDAY, FEBRUARY 5, 2002, 9:00 A.M.*

BOARD HEARING ROOM, FIRST FLOOR  
10 Civic Center Plaza  
Santa Ana, California

**CYNTHIA P. COAD**  
Chair  
Fourth District

**THOMAS W. WILSON**  
Vice Chair  
Fifth District

**CHARLES V. SMITH**  
First District

**JAMES W. SILVA**  
Second District

**TODD SPITZER**  
Third District

ATTENDANCE: All Present

PRESENT: COUNTY EXECUTIVE OFFICER  
COUNTY COUNSEL  
CLERK OF THE BOARD

Michael Schumacher  
Benjamin P. de Mayo  
Darlene J. Bloom

CS-1 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is Carolee Lindsay v. County of Orange ANA, 0348069 – All Districts

**HELD, THE CLERK READ: BY A UNANIMOUS VOTE, THE BOARD APPROVED A PROPOSED SETTLEMENT IN THE CASE OF CAROLEE LINDSAY V. COUNTY OF ORANGE. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**

CS-2 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The cases are : County of Orange v. Kathryn G. Thompson, et al., Orange County Superior Court Case No. 01CC03020 and Kathryn G. Thompson, U.S. Bankruptcy Court (N.D. Texas) Case No. 0134392hca7 – All Districts

**HELD, NO REPORTABLE ACTION**

## **SUMMARY ACTION MINUTES**

- CS-3 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is : M/M Invesco, Inc. etc., Anaheim Magnolia, LLC, etc. v. County of Orange, Orange County Superior Court Case No. 00CC15509 – All Districts  
**HELD, THE CLERK READ: BY A UNANIMOUS VOTE, THE BOARD APPROVED A PROPOSED SETTLEMENT IN THE CASE OF M/M INVESCO, INC. ETC., ANAHEIM MAGNOLIA, ETC. V. COUNTY OF ORANGE. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**
- CS-4 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: Saddleback Canyons Conservancy, and Rural Canyons Conservation Fund, etc. v. County of Orange; County of Orange Probation Department, State of California Board of Corrections, etc., Real Parties in Interest, Sacramento County Superior Court Case No. 02CS00025 – All Districts  
**HELD, THE CLERK READ: BY A UNANIMOUS VOTE, THE BOARD AUTHORIZED COUNTY COUNSEL TO ASSOCIATE THE LAW FIRM OF LUCE, FORWARD, HAMILTON & SCRIPPS TO ACT AS CO-COUNSEL IN THE CASE OF SADDLEBACK CANYONS CONSERVANCY, AND RURAL CANYONS CONSERVATION FUND, ETC. V. COUNTY OF ORANGE, ET AL., ETC.**
- CS-5 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: Saundra Wyngate v. County of Orange, ANA 338068 – All Districts  
**HELD, THE CLERK READ: BY A UNANIMOUS VOTE, THE BOARD APPROVED A PROPOSED SETTLEMENT IN THE CASE OF SAUNDRA WYNGATE V. COUNTY OF ORANGE. THE PROPOSED SETTLEMENT REMAINS SUBJECT TO FINAL APPROVAL OF OTHERS. AS SOON AS THE PROPOSED SETTLEMENT BECOMES FINAL, DETAILS WILL BE MADE AVAILABLE IN THE OFFICE OF THE CLERK OF THE BOARD TO ANY PERSON WHO INQUIRES.**
- CS-6 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is : El Toro Reuse Planning Authority v. County of Orange, Board of Supervisors, etc., Orange County Superior Court Case No. 01CC14915 – All Districts  
**HELD, NO REPORTABLE ACTION**

## **SUMMARY ACTION MINUTES**

CS-7 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The matters are: The Renewal of Waste Discharge Requirements, Orange County Public Facilities and Resources Department and Incorporated Cities of Orange County, Area-Wide Urban Storm Water Run off Management Program, before the California Regional Water Quality Control Board, Santa Ana Region, Order No. R8200210, NPDES Permit No. CAS618030; and The NPDES Permit Renewal: County of Orange, the Incorporated Cities of Orange County within the San Diego Region and the Orange County Flood Control District, Discharges of Urban Runoff from the Municipal Separate Storm Sewer Systems (MS4s), before the California Regional Water Quality Control Board, San Diego Region, Tentative Order No. R920020001, NPDES Permit No. CAS0108740 – All Districts

**HELD, THE CLERK READ: THE BOARD, BY A UNANIMOUS VOTE  
AUTHORIZED COUNTY COUNSEL TO APPEAL THE DECISION OF THE SANTA  
ANA REGIONAL WATER QUALITY CONTROL BOARD IN THE RENEWAL OF  
WASTE DISCHARGE REQUIREMENTS, ORANGE COUNTY PUBLIC FACILITIES  
AND RESOURCES DEPARTMENT AND INCORPORATED CITIES OF ORANGE  
COUNTY, AREA-WIDE URBAN STORM WATER RUN OFF MANAGEMENT  
PROGRAM.**

CS-8 CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION: County Counsel requests a closed session to discuss with the Board of Supervisors the status of pending litigation pursuant to Government Code Section 54956.9(a). The case is: County of Orange v. Orange County Assessment Appeals Board No. 3, OCSC Case No. 00CC03385 – All Districts  
**HELD, NO REPORTABLE ACTION**

PUBLIC COMMENTS: None

BOARD COMMENTS: None

ADJOURNED: 2:08 P.M.

# SUMMARY ACTION MINUTES

\*\*\* KEY \*\*\*

## *Left Margin Notes*

1. ✓ Supervisor Smith
2. ✓ Supervisor Silva
3. ✓ Supervisor Spitzer
4. ✓ Chair Coad
5. ✓ Supervisor Wilson

- A. ✓ Abstained  
X. ✓ Excused  
N. ✓ No  
BO ✓ Board Order

## *Right Margin Notes*

- O. ✓ Ordinance  
R. ✓ Resolution  
F. ✓ Flood

*Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)*

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CYNTHIA P. COAD, CHAIR  
Orange County Board of Supervisors

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DARLENE J. BLOOM  
Orange County Clerk of the Board